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IN THE SENATE OF THE UNITED STATES

JANUARY 13, 1949

Mr. McCLELLAN introduced the following bill; which was read twice and
referred to the Committee on Expenditures in the Executive Departments

A BILL

To regulate subsistence expenses of civilian officers and employees
in the executive branch of the Government while absent
from their designated posts of duty on official business.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the Subsistence Expense Act of 1926, as amended, is
4 repealed and that this Act may be cited as the "Subsistence
5 Expense Act of 1949".

6 SEC. 2. When used in this Act—

7 (1) The term "departments and establishments" means
8 any executive department, independent commission, board,
9 bureau, office, agency, or other establishment of the Govern-

1 ment, including wholly owned Government corporations and
2 the municipal government of the District of Columbia.

3 (2) The term "subsistence" means lodging, meals, and
4 other necessary expenses incidental to the personal suste-
5 nance or comfort of the traveler.

6 (3) The term "actual expenses" means the actual
7 amounts necessarily expended by the traveler for subsistence.

8 (4) The term "per diem allowance" means a daily flat
9 rate of payment in lieu of actual expenses.

10 SEC. 3. Civilian officers and employees of the depart-
11 ments and establishments, while traveling on official busi-
12 ness and away from their designated posts of duty, shall be
13 allowed, in lieu of their actual expenses for subsistence and
14 all fees or tips to porters and stewards, a per diem allow-
15 ance at a rate not to exceed \$10 within the limits of the
16 continental United States and in case of travel beyond the
17 limits of the continental United States not to exceed rates to
18 be established by the Director of the Budget under authority
19 of this section. Such allowances shall so far as practicable
20 be uniform for all officers and employees of the departments
21 and establishments, and shall be established by the Director
22 of the Bureau of the Budget after giving due consideration
23 to geographical location and cost of living studies and to type
24 of work of the traveler and conditions under which the
25 traveler operates but the departments and establishments

1 may in particular circumstances provide in the travel orders
2 for no per diem, or for a reduced per diem.

3 SEC. 4. The fixing and payment, under section 3 of this
4 Act, of per diem allowances, or portions thereof, shall be in
5 accordance with regulations which shall be promulgated
6 by the Director of the Bureau of the Budget.

7 SEC. 5. The heads of departments and establishments,
8 under regulations which shall be prescribed by the Secretary
9 of the Treasury for the protection of the United States, may
10 advance through the proper disbursing officers to any person
11 entitled to per diem allowances under this Act such sums
12 as may be deemed advisable considering the character and
13 probable duration of the travel to be performed. Any sums
14 so advanced and not used for allowable travel expense shall
15 be recovered from the person to whom advanced, or his
16 estate, by deduction from any amount due from the United
17 States or by such other legal method of recovery as may be
18 necessary.

19 SEC. 6. This Act shall not be construed to modify or
20 repeal any Act providing for the traveling expenses of the
21 President of the United States.

22 SEC. 7. All Acts, general or special, which are incon-
23 sistent with or in conflict with the provisions of this Act
24 (except such Acts or parts of Acts as specifically fix or now
25 permit rates higher than the maximum rates established

1 under this Act) are hereby repealed or modified but only
2 to the extent of inconsistency or conflict with the provisions
3 of this Act.

4 SEC. 8. Wherever provision is made in any law for the
5 payment of per diem allowances to officers and employees in
6 any branch or establishment of the Government not covered
7 by this Act, in accordance with the rates provided in the
8 Subsistence Expense Act of 1926, such law is hereby
9 amended to provide for payment at the rates prescribed in
10 or under this Act.

11 SEC. 9. Nothing in this Act shall be construed to au-
12 thorize any department or establishment to exceed its appro-
13 priation for subsistence expense in any fiscal year.

14 SEC. 10. This Act shall take effect upon the expiration
15 of ninety days after the date of its enactment.